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SOUTHWEST PATENT SVS

281-998-1398

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

# Request for Continued Examination (RCE) Transmittal

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/932,910
Filing Date	August 20, 2001
First Named Inventor	Gregory T. Whitaker et al
Art Unit	1755
Examiner Name	James W. Pastarczyk
Attorney Docket Number	1998UD20A.D1.US

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MAY 04 2004

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☒ Other Response Under 37 CFR 1.116 filed on April 8, 2004
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested. Under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(h) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
- a. ☐ RCE fee required under 37 CFR 1.17(e)
- b. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- c. ☐ Other \_\_\_\_\_
- d. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- e. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Douglas W. Miller	Registration No. (Attorney/Agent)	38,608
Signature	<i>Douglas W. Miller</i>	Date	May 4, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Dorothy Williams	Date	May 4, 2004
Signature	<i>Dorothy Williams</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## FEE TRANSMITTAL for FY 2004

Effective 10/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$) 770.00

**Complete if Known**

Application Number	09/932,910
Filing Date	August 20, 2001
First Named Inventor	Gregory T. Whitaker, et al.
Examiner Name	James W. Pasterczyk
Art Unit	1755
Attorney Docket No.	1898U020A.01 US

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number: \_\_\_\_\_  
Deposit Account Name: \_\_\_\_\_

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### FEE CALCULATION

1. BASIC FILING FEE		2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		3. ADDITIONAL FEES	
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	1001 770	2001 385	Utility filing fee	
1002 340	2002 170	1002 340	2002 170	Design filing fee	
1003 630	2003 265	1003 630	2003 265	Plant filing fee	
1004 770	2004 385	1004 770	2004 385	Reissue filing fee	
1005 180	2005 80	1005 180	2005 80	Provisional filing fee	
<b>SUBTOTAL (1) (\$)</b>					
		<b>SUBTOTAL (2) (\$)</b>			
				<b>SUBTOTAL (3) (\$)</b>	770.00

Other fee (specify): \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**

Name (Print/Type)	Douglas W. Miller	Registration No. (Attorney/Agent)	36,608	Telephone	713-780-7789
Signature	<i>Douglas W. Miller</i>	Date	May 4, 2004		

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